FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE.

CRIMINAL APPLICATION NO. 7203 OF 2005

Office Notes, Office Memorada orders or directions and Registrar's orders.	Court's or Judge's Orders.
	Smt. V.R.Bhosale APP for the appellant. None for the respondent.

CORAM; V.G.PALSHIKAR Acg.C.J.&
SMT.NISHITA MHATRE,J.

DTAED: 28TH AUGUST, 2006.

P.C.

1. This application for leave to appeal, against the order of acquittal recorded in Sessions Case No. 6 of 2005, is filed contending that the order of acquittal is purverse and unsustainable in law.

2. With the assistance of the learned APP, we have examined the judgment. It reveals proper appreciation of evidence and record by the learned trial Judge. He has carefully

considered the law applicable in each issue raised by him and has then recorded his finding that the prosecution has failed to prove the guilt of the accused and the recoveries made were rejected by the learned Judge on the ground that they were recovered from open space accessible to public. In such circumstances, there is nothing on record that the order of acquittal is purverse in any manner. Application is rejected.

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